

Towns	Waters	Wise
Turner	Watt (NC)	Wiseley
Velazquez	Waxman	Wynn
Vento	Wexler	
Visclosky	Weygand	

## ANSWERED "PRESENT"—3

Coburn	Sanchez	Shadegg
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## NOT VOTING—13

Cox	Manton	Weldon (FL)
Cubin	Moakley	Weldon (PA)
Foglietta	Payne	Yates
Gonzalez	Schiff	
Houghton	Souder	

## □ 1816

Mr. SPRATT changed his vote from "aye" to "no."

Mrs. JOHNSON of Connecticut and Mr. SNOWBARGER changed their vote from "no" to "aye."

So the motion to table was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

# PRIVILEGES OF THE HOUSE—DISMISSAL OF CONTEST IN 46TH DISTRICT OF CALIFORNIA UPON EXPIRATION OF OCTOBER 31, 1997

Ms. NORTON. Mr. Speaker, I rise to a question of the privileges of the House, and I send to the desk a privileged resolution (H. Res. 292) pursuant to clause 2 of rule IX and ask for its immediate consideration.

The SPEAKER pro tempore [Mr. HEFLEY]. The Clerk will report the resolution.

The Clerk read as follows:

## H. RES. 292

Whereas, Loretta Sanchez has been duly elected to represent the 46th District of California; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California met only on February 26, 1997 in Washington, D.C. on April 19, 1997 in Orange County, California, and October 24, 1997 in Washington, D.C.; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit: charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of individuals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas the Committee on House Oversight, subpoenaed the records seized by the District Attorney of Orange County on February 13, 1997 and has received and reviewed all records pertaining to registration efforts of that group; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committees possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgements concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas, Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas, the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now therefore be it;

Resolved, that unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

The SPEAKER pro tempore. The resolution presents a question of the privileges of the House.

## MOTION TO TABLE OFFERED BY MR. SOLOMON

Mr. SOLOMON. Mr. Speaker, I move to table the resolution.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from New York [Mr. SOLOMON].

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

## RECORDED VOTE

Ms. NORTON. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 214, noes 187, answered "present" 4, not voting 27, as follows:

[Roll No. 560]

## AYES—214

Aderholt	Bunning	Cunningham
Archer	Burr	Davis (VA)
Armey	Buyer	Deal
Bachus	Callahan	DeLay
Baker	Calvert	Diaz-Balart
Ballenger	Camp	Dickey
Barr	Campbell	Doolittle
Bartlett	Canady	Dreier
Barton	Cannon	Duncan
Bass	Castle	Dunn
Bateman	Chabot	Ehlers
Bilbray	Chambliss	Ehrlich
Bilirakis	Chenoweth	Emerson
Biley	Christensen	English
Blunt	Coble	Ensign
Boehlert	Collins	Everett
Boehner	Combest	Ewing
Bonilla	Cook	Fawell
Bono	Cooksey	Foley
Brady	Crane	Fowler
Bryant	Crapo	Fox

Franks (NJ)	Lazio	Rogers
Frelinghuysen	Leach	Rohrabacher
Gallegly	Lewis (CA)	Ros-Lehtinen
Ganske	Lewis (KY)	Roukema
Gekas	Linder	Royce
Gibbons	Livingston	Ryun
Gilchrest	LoBiondo	Salmon
Gillmor	Lucas	Sanford
Gilman	Manzullo	Saxton
Goodlatte	McCollum	Scarborough
Goodling	McCrery	Schaefer, Dan
Goss	McDade	Schaffer, Bob
Graham	McHugh	Sensenbrenner
Granger	McInnis	Sessions
Greenwood	McIntosh	Shaw
Gutknecht	McKeon	Shays
Hansen	Metcalfe	Shimkus
Hastert	Mica	Shuster
Hastings (WA)	Miller (FL)	Skeen
Hayworth	Moran (KS)	Smith (MI)
Hefley	Morella	Smith (NJ)
Herger	Myrick	Smith (OR)
Hill	Nethercutt	Smith (TX)
Hilleary	Neumann	Smith, Linda
Hobson	Ney	Snowbarger
Hoekstra	Northup	Solomon
Horn	Norwood	Spence
Hostettler	Nussle	Stearns
Houghton	Oxley	Stump
Hulshof	Packard	Sununu
Hunter	Pappas	Talent
Hutchinson	Parker	Tauzin
Hyde	Paul	Taylor (NC)
Inglis	Paxon	Thomas
Istook	Pease	Thornberry
Jenkins	Peterson (PA)	Thune
Johnson (CT)	Petri	Tiahrt
Johnson, Sam	Pickering	Trafficant
Jones	Pitts	Upton
Kasich	Pombo	Walsh
Kelly	Porter	Watkins
Kim	Portman	Watts (OK)
King (NY)	Pryce (OH)	Weller
Kingston	Quinn	White
Klug	Radanovich	Whitfield
Knollenberg	Ramstad	Wicker
Kolbe	Redmond	Wolf
LaHood	Regula	Young (AK)
Largent	Riggs	Young (FL)
Latham	Riley	
LaTourette	Rogan	

## NOES—187

Abercrombie	Dooley	Kennelly
Ackerman	Doyle	Kildee
Allen	Edwards	Kilpatrick
Andrews	Engel	Kind (WI)
Baessler	Eshoo	Klecza
Baldacci	Etheridge	Klink
Barcia	Evans	Kucinich
Barrett (WI)	Farr	LaFalce
Becerra	Fattah	Lampson
Bentsen	Fazio	Lantos
Berman	Filner	Levin
Berry	Flake	Lewis (GA)
Bishop	Forbes	Lipinski
Blagojevich	Ford	Lofgren
Blumenauer	Frank (MA)	Lowe
Bonior	Frost	Luther
Borski	Furse	Maloney (CT)
Boswell	Gejdenson	Markey
Boucher	Gephardt	Martinez
Boyd	Goode	Mascara
Brown (CA)	Gordon	Matsui
Brown (FL)	Green	McCarthy (MO)
Brown (OH)	Gutierrez	McCarthy (NY)
Cardin	Hall (OH)	McDermott
Carson	Hall (TX)	McGovern
Clay	Hamilton	McHale
Clement	Harman	McIntyre
Clyburn	Hastings (FL)	McKinney
Condit	Hefner	McNulty
Conyers	Hilliard	Meehan
Costello	Hinchey	Menendez
Coyne	Hinojosa	Miller (CA)
Cramer	Holden	Minge
Cummings	Hooley	Mink
Danner	Hoyer	Mollohan
Davis (IL)	Jackson (IL)	Moran (VA)
DeFazio	Jackson-Lee	Murtha
DeGette	(TX)	Nadler
Delahunt	Jefferson	Neal
DeLauro	John	Oberstar
Dellums	Johnson (WI)	Obey
Deutsch	Johnson, E. B.	Olver
Dicks	Kanjorski	Ortiz
Dingell	Kaptur	Pascrell
Dixon	Kennedy (MA)	Pastor
Doggett	Kennedy (RI)	Peterson (MN)

Pickett	Scott	Tauscher
Pomeroy	Serrano	Thompson
Poshard	Sherman	Thurman
Price (NC)	Sisisky	Tierney
Rahall	Skaggs	Torres
Reyes	Skelton	Towns
Rivers	Slaughter	Turner
Rodriguez	Smith, Adam	Velazquez
Roemer	Snyder	Vento
Rothman	Spratt	Visclosky
Roybal-Allard	Stabenow	Waters
Rush	Stark	Watt (NC)
Sabo	Stenholm	Wexler
Sanders	Stokes	Weygand
Sandlin	Strickland	Wise
Sawyer	Stupak	Wynn
Schumer	Tanner	

## ANSWERED "PRESENT"—4

Coburn	Shadegg
Sanchez	Wamp

## NOT VOTING—27

Barrett (NE)	Manton	Schiff
Bereuter	Meek	Souder
Burton	Millender-	Taylor (MS)
Clayton	McDonald	Waxman
Cox	Moakley	Weldon (FL)
Cubin	Owens	Weldon (PA)
Davis (FL)	Pallone	Woolsey
Foglietta	Payne	Yates
Gonzalez	Pelosi	
Maloney (NY)	Rangel	

□ 1838

So the motion to table was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## PERSONAL EXPLANATION

Ms. MILLENDER-MCDONALD. Mr. Speaker, on rollcall No. 560, I was coming down the aisle when the Speaker closed the vote before I was able to cast my vote. Had I been able to vote, I would have voted "no."

## PERSONAL EXPLANATION

Mr. PALLONE. Mr. Speaker, on rollcall No. 560, I was in the well of the House Chamber, and the Speaker did not notice that I was trying to vote. Had I been recognized, I would have voted "no."

## PRIVILEGES OF THE HOUSE—DISMISSAL OF CONTEST IN 46TH DISTRICT OF CALIFORNIA UPON EXPIRATION OF OCTOBER 31, 1997

Mr. CONDIT. Mr. Speaker, I rise to a question of the privileges of the House, and I send to the desk a privileged resolution (H. Res. 293) pursuant to clause 2 of rule IX and ask for its immediate consideration.

The SPEAKER pro tempore (Mr. HEFLEY). The Clerk will report the resolution.

The Clerk read as follows:

## H. RES. 293

Whereas Loretta Sanchez was issued a certificate of election as the elected Member of Congress from the 46th District of California and was seated by the U.S. House of Representatives on January 7, 1997; and

Whereas a Notice of Contest of Election was filed with the Clerk of House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California met on February 26th, 1997 in Washington, D.C. on April 19th, 1997 in Orange County, California, and October 24, 1997 in Washington, D.C.; and

Whereas the Committee on the House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas or review; and

Whereas, the Committee on the House Oversight should complete its review of this matter and bring the matter forward for the House of Representatives to vote upon and now therefore be it:

Resolved, that unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997

The SPEAKER pro tempore. The resolution presents a question of the privileges of the House.

## MOTION TO TABLE OFFERED BY MR. SOLOMON

Mr. SOLOMON. Mr. Speaker, I move to table the resolution.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from New York [Mr. SOLOMON].

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

## RECORDED VOTE

Mr. CONDIT. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 212, noes 190, answered "present" 4, not voting 26, as follows:

[Roll No. 561]

## AYES—212

Aderholt	Canady	Everett
Archer	Cannon	Ewing
Bachus	Castle	Fawell
Baker	Chabot	Fowler
Ballenger	Chambliss	Fox
Barr	Chenoweth	Franks (NJ)
Bartlett	Christensen	Frelinghuysen
Barton	Coble	Gallegly
Bass	Collins	Ganske
Bateman	Combest	Gekas
Bereuter	Cook	Gibbons
Bilbray	Cooksey	Gilchrest
Bilirakis	Cox	Gillmor
Bliley	Crane	Gilman
Blunt	Cunningham	Goodlatte
Boehlert	Davis (VA)	Goodling
Boehner	Deal	Goss
Bonilla	DeLay	Graham
Bono	Diaz-Balart	Granger
Brady	Dickey	Greenwood
Bryant	Doolittle	Gutknecht
Bunning	Dreier	Hansen
Burr	Duncan	Hastert
Burton	Dunn	Hastings (WA)
Buyer	Ehlers	Hayworth
Callahan	Ehrlich	Hefley
Calvert	Emerson	Hergert
Camp	English	Hill
Campbell	Ensign	Hilleary

Hobson	Mica	Saxton
Hoekstra	Miller (FL)	Scarborough
Horn	Moran (KS)	Schaefer, Dan
Hostettler	Morella	Schaffer, Bob
Houghton	Myrick	Sensenbrenner
Hulshof	Nethercutt	Sessions
Hunter	Neumann	Shaw
Hutchinson	Ney	Shays
Hyde	Northup	Shimkus
Inglis	Norwood	Shuster
Istook	Nussle	Skeen
Jenkins	Oxley	Smith (MI)
Johnson (CT)	Packard	Smith (NJ)
Johnson, Sam	Pappas	Smith (OR)
Jones	Parker	Smith (TX)
Kasich	Paul	Smith, Linda
Kelly	Paxon	Snowbarger
Kim	Pease	Solomon
King (NY)	Peterson (PA)	Spence
Kingston	Petri	Stearns
Klug	Pickering	Stump
Knollenberg	Pitts	Sununu
Kolbe	Pombo	Talent
LaHood	Porter	Tauzin
Largent	Portman	Taylor (NC)
Latham	Pryce (OH)	Thomas
LaTourette	Quinn	Thornberry
Lazio	Radanovich	Thune
Leach	Ramstad	Tiahrt
Lewis (CA)	Redmond	Trafficant
Lewis (KY)	Regula	Upton
Linder	Riggs	Walsh
Livingston	Riley	Watkins
LoBiondo	Rogan	Watts (OK)
Lucas	Rogers	Weller
Manzullo	Rohrabacher	White
McCollum	Ros-Lehtinen	Whitfield
McCrery	Roukema	Wicker
McDade	Royce	Wolf
McHugh	Ryun	Young (AK)
McKeon	Salmon	Young (FL)
Metcalf	Sanford	

## NOES—190

Abercrombie	Fattah	Maloney (NY)
Ackerman	Fazio	Markey
Allen	Filner	Mascara
Andrews	Flake	Matsui
Baesler	Forbes	McCarthy (MO)
Baldacci	Ford	McCarthy (NY)
Barcia	Frank (MA)	McDermott
Barrett (WI)	Frost	McGovern
Becerra	Furse	McHale
Bentsen	Gejdenson	McIntyre
Berman	Gephardt	McKinney
Berry	Goode	McNulty
Bishop	Gordon	Meehan
Blagojevich	Green	Meek
Blumenauer	Gutierrez	Millender-
Bonior	Hall (OH)	McDonald
Borski	Hall (TX)	Miller (CA)
Boswell	Hamilton	Minge
Boucher	Harman	Mink
Boyd	Hastings (FL)	Mollohan
Brown (CA)	Hefner	Murtha
Brown (FL)	Hilliard	Nadler
Brown (OH)	Hinchey	Neal
Cardin	Hinojosa	Oberstar
Carson	Holden	Obey
Clay	Hooley	Olver
Clayton	Hoyer	Ortiz
Clement	Jackson (IL)	Pallone
Clyburn	Jackson-Lee	Pascrell
Condit	(TX)	Pastor
Conyers	Jefferson	Pelosi
Costello	John	Peterson (MN)
Coyne	Johnson (WI)	Pickett
Cramer	Johnson, E. B.	Pomeroy
Cummings	Kanjorski	Poshard
Danner	Kaptur	Price (NC)
Davis (FL)	Kennedy (MA)	Rahall
Davis (IL)	Kennedy (RI)	Reyes
DeFazio	Kennelly	Rivers
DeGette	Kildee	Rodriguez
Delahunt	Kilpatrick	Roemer
DeLauro	Kind (WI)	Rothman
Dellums	Kleczka	Roybal-Allard
Deutsch	Klink	Rush
Dicks	Kucinich	Sabo
Dingell	LaFalce	Sanders
Dixon	Lampson	Sandlin
Doggett	Lantos	Sawyer
Doyle	Levin	Scott
Edwards	Lewis (GA)	Serrano
Engel	Lipinski	Sherman
Eshoo	Lofgren	Sisisky
Etheridge	Lowey	Skaggs
Evans	Luther	Skelton
Farr	Maloney (CT)	Slaughter